

Approved For Release 2001/09/03 : CIA-RDP84-00709R000400070016-5
OGC Has Reviewed

APPROPRIATIONS

- ...
- ... in General.

SECRET

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C.F.D. Attention: Mr. [REDACTED]

14 February 1950

Legal Staff

Reimbursement for OSO and/or SSU Expenditures

1. Reference is made to your memorandum of 6 February 1950, in which you inquire as to whether the present appropriation of CIA is available for payment of the claim of Mr. [REDACTED] arising out of the shipment of the personal effects of [REDACTED] deceased, to his sister in [REDACTED]

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2. Paragraph 12.6 of the Confidential Funds Regulations provides, in substance, that where otherwise appropriate, individual claims of \$1,000 or less, up to a total for all such claims not to exceed \$10,000 per fiscal year, which were incurred during periods covered by lapsed appropriations, may be paid from available current appropriations after approval by the Budget Officer or his Covert Deputy.

3. Two questions are presented: (a) whether there is any recognizable legal obligation on the part of OSS-SSU to return the personal effects of Dr. [REDACTED] to members of his family, and (b) whether the obligation thus recognized is contemplated under the provisions of paragraph 12.6.

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4. With respect to (a) above, it is the opinion of this office that upon the death of Dr. [REDACTED], an obligation arose on the part of the Government to transfer the personal effects and other belongings of decedent to his family. You will recall, the effects and belongings were not discovered until the liquidation of the home station, at which time the property of decedent was shipped to Washington, D.C. to await final disposition. The recent shipment of the effects to [REDACTED] decedent's sister, is considered to be consistent with predecessor agency's obligation.

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5. With respect to (b) above, it is the opinion of this office that a sufficient succession of interest is traceable in the [REDACTED] case to warrant a consideration, if otherwise proper, of the Budget Officer or his [REDACTED], in accordance with paragraph 12.6 of the C.F.R. The attached file is, therefore, returned to your office for handling in accordance with the aforesaid section.

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Attach:
Reimbursement Voucher

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